



DEPARTMENT OF
UTILITIES

SOLID WASTE DIVISION

CITY OF SACRAMENTO
CALIFORNIA

2812 Meadowview Road
Sacramento, CA 95832

Phone: 916-808-4900
Fax: 916-808-4999

May 13, 2011

Todd A. Del Frate
Engineering Geologist
Title 27 Compliance and Enforcement Unit
California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive, # 200
Rancho Cordova, CA 95670-6114

RECEIVED
SACRAMENTO
CVRWCCB
MAY 16 AM 9:45

Ref: City of Sacramento's Solid Waste and Co-Disposal Site Clean Up Grant to CalRecycle.

Dear Mr. Del Frate:

Please accept this letter in follow up to the meeting on May 5, 2011 to discuss extending the closure date for the Dellar Property in order to be able to utilize a potential grant of funds from the CalRecycle Program.

As requested I have enclosed a copy of the City's grant application to CALRECYCLE as well as City Resolution number 2011-2005. The total amount of the grant requested is \$720,500. Though the City is fairly optimistic, we will not learn if the City is successful in receiving the grant until September or October 2011. Once the grant is awarded, a contract between the City and the State should be executed in November or December of 2011. Because the funds are not eligible to reimburse cost expended prior to receipt of the grant, the City requests that the closure schedule for the Dellar Property be extended for one year.

The total estimated closure cost of the Dellar Property is approximately \$2.8 million. As currently funded, the City's portion of the costs to close the Dellar Property will be financed through the City's residential disposal fees. Like many cities in the State, the City is struggling with a \$39 million short fall in this year's budget and double digit unemployment. Receipt of grant funds will be of immense help in reducing the impact on residential solid waste payers.

As discussed at our meeting last Thursday, the City did start to apply for the grant earlier, but through consultation with the State, the City learned it was not eligible at that time due to still closing out two grants received from the State under the same fund.

It is the City's intention to continue to move forward with the Dellar Trust and complete closure tasks over this summer that can be completed prior to receiving the grant. The City and Dellar Trust are looking at excavation of the detention ponds, possible partial closure of the areas around the Elder Berry bushes. The Dellar Trust is taking the lead in the design of the final closure plan and therefore, preparing a separate letter describing closure work that can be completed prior to the receipt of the grant.

Please call or Email me if you have any questions regarding the grant application.



CITY OF SACRAMENTO
DEPARTMENT
OF UTILITIES

Making a Difference in your Neighborhood

RESOLUTION NO. 2011-205

Adopted by the Sacramento City Council

April 12, 2011

AUTHORIZATION TO SUBMIT SOLID WASTE DISPOSAL AND CO-DISPOSAL SITE CLEANUP GRANT APPLICATION TO CALRECYCLE

BACKGROUND

- A. The City of Sacramento is named co-responsible party for clean up and abatement of the Dellar Landfill in a corrective action letter from the Central Valley Regional Water Quality Control Board.
- B. The City of Sacramento disposed of waste in the Dellar Landfill from 1957 to 1963 pursuant to an agreement between the City and the former property owner prior to the Dellar Trust.
- C. City of Sacramento, Department of Utilities and the Dellar Trust have submitted a joint proposal to the Central Valley Regional Water Quality Control Board (RWQCB) for the cleanup of the property and is waiting for the response from the RWQCB before proceeding with final engineering design to grade the property to drain.
- D. The estimated total cost to close the landfill by grading it to drain is approximately \$2.8 million.
- E. The City may be eligible for funding under the Solid Waste Disposal and CoDisposal Site Cleanup Program administered by the California Department of Resources Recycling and Recovery (CALRECYCLE) that provides financial assistance in the form of reimbursement grants up to \$750,000 in matching funds for eligible costs to assist public entities requiring financial assistance, and committed to accelerating the pace of cleanup, restoring sites, and protecting the public health and safety and the environment.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1 The City Manager or his/her designee is authorized to submit applications to the California Department of Resources Recycling and Recovery (CALRECYCLE) Solid Waste Disposal and Co-Disposal Site Cleanup Program grant in an amount not to exceed \$750,000.
- Section 2 The City Manager or his/her designee is authorized to execute all agreements necessary to accept and appropriate the grant funds from CalRecycle contingent upon receipt of grant award.
- Section 3 The City Manager or his/her designee is authorized to establish related grant

RESOLUTION NO.2011-205

RESOLUTION OF THE SACRAMENTO CITY COUNCIL APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE SOLID WASTE CLEANUP PROGRAM for the following project:

Dellar Landfill Closure

WHEREAS, the people of the State of California have enacted Assembly Bill 2136 (Eastin, Stats. 1993, Ch. 655) that authorizes the Department of Resources Recycling and Recovery (CalRecycle) to initiate and administer a program for cleanup of solid waste disposal sites and for cleanup of solid waste at co disposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for timely remediation, and where cleanup is needed to protect public health and safety or the environment; and

WHEREAS, said procedures established by CalRecycle require the applicant to certify by resolution the approval of the submittal of the application before submission to the State of California; and

WHEREAS, the applicant will enter into an agreement with the State of California for the site cleanup;

NOW, THEREFORE, BE IT RESOLVED that the CITY OF SACRAMENTO CITY COUNCIL HEREBY:

1. Approves the filing of an application for the cleanup of solid waste using funds from the Solid Waste Cleanup Program for the project specified above; and
2. Certifies that said applicant has or will have matching funds for the project, plus funds to pay for all ineligible work and eligible work in excess of the grant awarded; and
3. Certifies that said applicant has or will have sufficient funds to operate and maintain the project; and
4. Appoints the City Manager or his/her designee, as agent of the City of Sacramento City Council to conduct all negotiations, execute and submit all documents including, but not limited to applications, grant agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.



Department of Utilities
Office of the Director

CITY OF SACRAMENTO
CALIFORNIA

1395 35th Avenue
Sacramento, CA 95822-2911
phone (916) 808-1400
fax (916) 808-1497/1498

March 15, 2011

Wes Minderman, Supervisor
Solid Waste Management Engineer
CALRECYCLE
1001 I Street
Sacramento, CA 95814

Dear Mr. Minderman:

Please find enclosed the grant application for Partial Grants to Public Entities to Abate Solid Waste Disposal Sites Grant Program.

The amount being requested is \$720,500 to help pay for the closure of the Dellar Property, a disposal site used from 1957 to 1962. The Dellar property is located directly west of the City of Sacramento's 28th Street Landfill. The closure plan is to cap to grade to drain. The closure plan is being reviewed by the Central Valley Regional Water Quality Control Board and is scheduled to be implemented this summer.

Grant funds will be used to partially pay for the closure work. The total cost of the closure plan is estimated to be \$2.8 million. The City has stocked piled cover material on the site to be used for the project. The cover material is estimated to have an economic value of \$1 million. The remainder of the cost will be paid for by the City using rate payer fees. Grant funds received will lower the impact on the rate payer fees, thereby helping the City to control monthly disposal fees charged to the residents.

The City of Sacramento looks forward to working with CALRECYCLE in the successful closure of this site.

Sincerely,

Marty Hanneman, P.E.
Director of Utilities

Cc. Marty Strauss, Integrated Waste Planning Superintendent
William Skinner, Integrated Waste General Manager
Jeffory Scharff, Scharff, Brady & Vinding
Jerry Hicks, City of Sacramento, Senior Deputy Attorney



Making a Difference in Your Neighborhood



DEPARTMENT OF
UTILITIES

CITY OF SACRAMENTO
CALIFORNIA

2812 Meadowview Road
Sacramento, CA 95832

SOLID WASTE DIVISION

Phone: 916-808-4900
Fax: 916-808-4999

March 15, 2011

I acknowledge receipt of the City of Sacramento's grant application for Partial Grants to Public Entities to Abate Solid Waste Disposal Sites.

Name

DATE 03/15/2011

Signature

WES MINDERMANN



CITY OF SACRAMENTO
DEPARTMENT
OF UTILITIES



Department of Utilities
Office of the Director

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Cc. Marty Strauss, Integrated Waste Planning Superintendent
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Jerry Hicks, City of Sacramento, Senior Deputy Attorney



CITY OF SACRAMENTO
DEPARTMENT
OF UTILITIES

Making a Difference in Your Neighborhood

RESOLUTION NO. 2011-205

Adopted by the Sacramento City Council

April 12, 2011

AUTHORIZATION TO SUBMIT SOLID WASTE DISPOSAL AND CO-DISPOSAL SITE CLEANUP GRANT APPLICATION TO CALRECYCLE

BACKGROUND

- A. The City of Sacramento is named co-responsible party for clean up and abatement of the Dellar Landfill in a corrective action letter from the Central Valley Regional Water Quality Control Board.
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- D. The estimated total cost to close the landfill by grading it to drain is approximately \$2.8 million.
- E. The City may be eligible for funding under the Solid Waste Disposal and CoDisposal Site Cleanup Program administered by the California Department of Resources Recycling and Recovery (CALRECYCLE) that provides financial assistance in the form of reimbursement grants up to \$750,000 in matching funds for eligible costs to assist public entities requiring financial assistance, and committed to accelerating the pace of cleanup, restoring sites, and protecting the public health and safety and the environment.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1 The City Manager or his/her designee is authorized to submit applications to the California Department of Resources Recycling and Recovery (CALRECYCLE) Solid Waste Disposal and Co-Disposal Site Cleanup Program grant in an amount not to exceed \$750,000.
- Section 2 The City Manager or his/her designee is authorized to execute all agreements necessary to accept and appropriate the grant funds from CalRecycle contingent upon receipt of grant award.
- Section 3 The City Manager or his/her designee is authorized to establish related grant

revenue and expenditure budgets in the Dellar Landfill Closure CIP (Y14000700) for the Solid Waste Disposal and Co-Disposal Site Cleanup Program grant in an amount not to exceed \$750,000, if awarded.

Section 4 The Resolution required by CALRECYCLE, attached as Exhibit A and made a part of this Resolution, is approved.

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Exhibit A CALRECYCLE Resolution

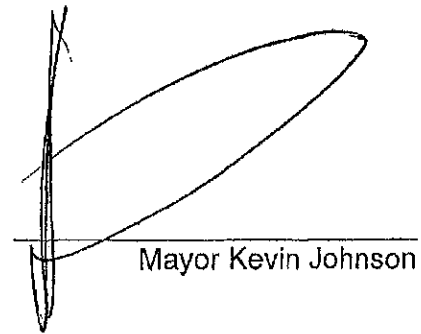
Adopted by the City of Sacramento City Council on April 12, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.



Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk

RESOLUTION NO.2011-205

RESOLUTION OF THE SACRAMENTO CITY COUNCIL APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE SOLID WASTE CLEANUP PROGRAM for the following project:

Dellar Landfill Closure

WHEREAS, the people of the State of California have enacted Assembly Bill 2136 (Eastin, Stats. 1993, Ch. 655) that authorizes the Department of Resources Recycling and Recovery (CalRecycle) to initiate and administer a program for cleanup of solid waste disposal sites and for cleanup of solid waste at co disposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for timely remediation, and where cleanup is needed to protect public health and safety or the environment; and

WHEREAS, said procedures established by CalRecycle require the applicant to certify by resolution the approval of the submittal of the application before submission to the State of California; and

WHEREAS, the applicant will enter into an agreement with the State of California for the site cleanup;

NOW, THEREFORE, BE IT RESOLVED that the CITY OF SACRAMENTO CITY COUNCIL HEREBY:

1. Approves the filing of an application for the cleanup of solid waste using funds from the Solid Waste Cleanup Program for the project specified above; and
2. Certifies that said applicant has or will have matching funds for the project, plus funds to pay for all ineligible work and eligible work in excess of the grant awarded; and
3. Certifies that said applicant has or will have sufficient funds to operate and maintain the project; and
4. Appoints the City Manager or his/her designee, as agent of the City of Sacramento City Council to conduct all negotiations, execute and submit all documents including, but not limited to applications, grant agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.

Adopted by the City of Sacramento City Council on April 12, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

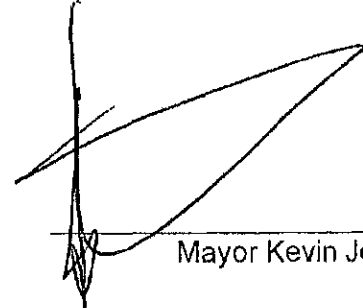
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk


Mayor Kevin Johnson



July 2010

CALIFORNIA NATURAL RESOURCES AGENCY

Department of Resources Recycling and Recovery (CalRecycle)

**PARTIAL GRANTS TO PUBLIC ENTITIES TO ABATE SOLID
WASTE DISPOSAL SITES GRANT PROGRAM
AND
GRANTS TO PUBLIC ENTITIES TO ABATE ILLEGAL DISPOSAL
SITES GRANT PROGRAM
APPLICATION
Fiscal Year (FY) 2010/11**

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Grant applications are accepted on a continuous basis up to the last Cycle deadline. CalRecycle provides three opportunities to submit an application during the fiscal year. Applications must be postmarked on or before the deadlines stated below. Hand delivered Applications must be received and date stamped by CalRecycle Staff no later than 3:00 p.m. on the date listed below. For Cycles 1 and 2, applications received after the deadline will be considered during the next cycle. Applications postmarked after the deadline for Cycle 3 will be returned unopened to the Applicant with a letter of explanation. For applications submitted prior to and at the deadline, the deadline shall be considered the date of receipt for the applications. Applications e-mailed or faxed will not be accepted. The cycle timelines for FY 2010/11 are as follows:

Cycle Number	Application Due Date	Resolution Due Date
1	September 15, 2010	October 15, 2010
2	December 15, 2010	January 18, 2011
3	March 15, 2011	April 15, 2011

Please follow instructions in the Application Guidelines and Instructions when completing this Application. The Application Guidelines and Instructions are crucial to properly completing and submitting this Application.

Applications become the property of CalRecycle and are subject to disclosure under the Public Records Act. Do not submit confidential information.

Applications sent by U.S. Postal Service or a commercial delivery service should be sent in a manner that allows for tracking by the sender and that provides an addressed and dated receipt. Failure to do so is at the risk of the applicant and if delivery is delayed or the application is lost by the Post Office or delivery service, the burden is on the applicant to demonstrate timely mailing or delivery of the application.

GENERAL CHECKLIST OF BUSINESS PERMITS, LICENSES AND FILINGS

CalRecycle 669 (Revised 1/10)

GENERAL CHECKLIST OF BUSINESS PERMITS, LICENSES AND FILINGS

Mark (✓ or X) appropriate box on each line below. All lines must be completed.

Note: This list is not all-inclusive. Grant Applicant/Grantee must list other critical permits/licenses/filings not identified below.

Grant Applicant/Grantee currently holds this valid permit/license/filing			Grant Applicant/Grantee will modify and/or obtain this permit/license/filing		This permit/license/filing is not applicable for this grant project or business	
			LOCAL PERMITS, LICENSES & FILINGS		REGULATOR OR ISSUER	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Authority to Construct/Permit to Operate		Air Quality Management District	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Building Construction Permit		City or County	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Business License		City or County	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Fictitious Business Name Filing		County	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Land Use Permit/Zoning Clearance/Conditional Use Permit		City or County	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Permit By Rule (PBR) for Permanent HHW Facilities or Temporary Collection Events		City, County or Cal/EPA-DTSC	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste Hauler Permit		City or County	
			STATE PERMITS, LICENSES & FILINGS			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Antifreeze, Battery, Oil & Paint (ABOP) Notification		CUPA or Cal/EPA-DTSC	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Corporate, Company or Partnership Filings		Ca. Secretary of State	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hazardous Waste Haulers Permit		Cal/EPA - DTSC	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Industrial Activities Storm Water General Permit		Cal/EPA - SWRCB	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Non-Profit Organization 501 (C) (3)		Ca. Secretary of State	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prop. 65 Safe Drinking Water & Toxic Enforcement Act		Cal/EPA - OEHHA	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Solid Waste Facilities Permit		Cal/EPA - CalRecycle	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	State EPA Identification Number		Cal/EPA - DTSC	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste and Used Tire Hauler Registration		Cal/EPA - CalRecycle	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste Discharge Requirements		Cal/EPA - SWRCB	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste Tire Facilities Permit		Cal/EPA - CalRecycle	
			FEDERAL PERMITS, LICENSES & FILINGS			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	US EPA - Identification Number		US EPA	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	US EPA - NPDES and/or NSR Permits		US EPA	
			OTHER PERMITS, LICENSES & FILINGS			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

DO NOT submit copies of the permits/licenses/filings with this form. Please retain all permits/licenses/filings in grant file for audit purposes.

**ATTACHMENT _ TO
GRANTS TO PUBLIC ENTITIES TO ABATE SOLID WASTE
DISPOSAL SITES GRANT PROGRAM**

SITE CHARACTERIZATION FORM

APN: 001-0160-008, 001-0160-009, 001-0160-013, 001-0160-038, 001-0160-039
and 003-0032-013

LANDOWNER: Douglas M. Daggs, as Successor Trustee to the Sylvia Dellar
Survivor's Trust

COMMENTS: The City of Sacramento operated the Dellar Property as a landfill under operating agreements with the former owners (R. Cannon and A. Lucas) from 1959 to 1963. The agreements with the former owners authorized the discharge of "garbage, garden refuse, and other waste material" to the property (Appendix A, December 2004 *Site Summary Report, 28th Street Landfill (Dellar Properties)*, prepared by Alisto Engineering Group). These wastes included household and commercial garbage, rubbish and street cleaning wastes (e.g., yard trimming and maintenance from the City of Sacramento Area.

Waste filing on the Dellar Property is reported to have included trench and fill and/or area fill methods.

II. SITE ACTIVITY

Type of Waste:

Garbage – Trash Refuse: The site was used as a public dumping site from 1949 to 1959 when, in 1959 to 1963 the City was the sole user of the site for disposal of public garbage-trash. After 1963 there is evidence that the site continued to be used by the general public to dump waste.

Misc. Scrap Metals: Street cleaning material, which consisted of landscaping and other yard wastes, were also disposed of at the Inactive Site. It was estimated that approximately 12 million tons were filled from the period 1949 to 1973 when the Inactive Site ceased accepting waste.

Other: A description of the type and estimated quantities of wastes land filled at the Inactive Site is given in the SWAT report, attached. Public wastes consisted of large quantities of paper and fiber-board products, lumber, furnishings, tires and other miscellaneous scrap and waste material from residents and businesses. It was estimated that approximately 500 pounds of public refuse was disposed of per year per capita at the Inactive Site. Based on a City population estimate of 200,000

Description of Revisions That Will Be Made to the Existing Closure Design Dellar Landfill

Dellar Landfill is located adjacent to the American River, North B Street between lines projected from 23rd and 25th Streets. The property containing the landfill covers approximately 29 acres. The landfill accepted waste between 1959 and 1963 and has not undergone a formal closure. The Regional Water Quality Control Board (RWQCB) wants the site to undergo a formal closure. Attempts have been made to close the landfill to the satisfaction of the RWQCB, the most recent being a closure plan and design offered by the City of Sacramento and approved by the RWQCB.

Recent discovery of a protected species on the property (Elderberry beetle and associated Elderberry plant) stalled the closure process and the implementation of the proposed solution (removal of Elderberry plants mitigated by purchasing habitat elsewhere in a mitigation bank) would further delay the project at significant regulatory and financial costs.

At a meeting on January 6, 2011 with the RWQCB, representatives of the owners (Dellar Trust) of the Dellar property proposed a plan that could achieve closure by the end of 2011. This plan was similar to the one prepared by the City of Sacramento but with the following changes:

1. Reconfigure the final cover grading so that the Elderberry plants would not have to be removed.
2. Relocate drainage structures to avoid conflicts with existing Elderberry plans.
3. Pursue closure construction as a private project (rather than a public bid through the City of Sacramento) allowing construction in 2011.

The RWQCB expressed some concerns regarding the plan, asking for additional information to support the proposed plan. These concerns were further discussed with the RWQCB in a January 25, 2011 meeting. Based on an understanding developed during that meeting, field investigations were conducted and results of the investigation were presented to the RWQCB on March 9, 2011. RWQCB comments on this submittal will be incorporated into the revised Closure Plan and construction plans that will be submitted to the RWQCB in April of 2011. Closure construction is planned to start in August of 2011 with completion scheduled for early October, 2011.

ATTACHMENT __ TO
GRANTS TO PUBLIC ENTITIES TO ABATE SOLID WASTE
DISPOSAL SITES GRANT PROGRAM

GENERAL CRITERIA

SUBSTANTIATION OF THREAT TO PUBLIC HEALTH AND SAFETY AND/OR THE ENVIRONMENT

The Dellar Landfill is immediately west of the City of Sacramento's 28th Street Landfill, with the American River to the north, Union Pacific Railroad Right-of-Way to the South and Blue Diamond Grower's property to the west. The site is in close proximity to a residential neighborhood located immediately south of the Union Pacific Railroad Right-of-Way. Exhibit A shows the physical location of the site.

The Dellar Landfill was a public dump site from approximately 1949 to 1973. The City contracted to use the site to dispose of municipal solid waste from 1959 to 1963. There is exposed concrete and other rubble on the surface with organic waste disposed beneath up to a depth of 40 feet. Over the past years there have been grass fires on the surface and underground fires. There is concern of the organic waste leaching into the groundwater and into the American River, thereby endangering public health and safety to nearby residents and recreationalists on the American River.

There have been previous enforcement actions issued to the owners of the property and most recently to the City by the Regional Water Quality Control Board. They are summarized below.

In 1995 the CIWMB issued a letter to the City requiring the Dellar Property to be included in the Closure Plan for the 28th Street Landfill. Due to not being able to gain site access this was not possible and the final closure plan for the 28th Street Landfill was approved and did not include the Dellar Landfill.

In 2003 the Dellar Trust was issued a Cleanup and Abatement Order from the Central Valley Regional Water Quality Control Board (CVRWQCB) requiring a correcting action plan. The Dellar Trust requested the City to respond to the Cleanup and Abatement Order due to the City's use of the site from 1959 to 1963 for disposal of waste.

In 2006 the City and Dellar Trust were issued a draft Cleanup and Abatement Order to develop a corrective action plan naming both the City and the Dellar Trust as co-responsible parties. In response the City and Dellar Trust jointly submitted a proposal to grade the site to drain, as proposed by the CIWMB in 1995. The proposal was accepted by the CVRWQCB.



January 13, 2011
File No.: 77754

Mr. Jeffory Scharff
Scharff, Brady & Vinding
400 Capitol Mall, Suite 2640
Sacramento, CA 95814

**Re: Dellar Landfill Closure Schedule
Sacramento, California**

Dear Mr. Scharff:

Enclosed with this letter you will find a master schedule for closure of the Dellar Landfill in 2011. The schedule includes several milestones for critical points in the project. These include:

- Submit field activities workplan to Regional Water Quality Control Board (RWQCB) – 1/27/11
- Submit field activities report to RWQCB – 3/9/11
- Submit Closure Plan to RWQCB – 4/25/11
- Submit building permit application to City of Sacramento – 5/19/11
- Select contractor – 8/3/11
- Start construction – 8/18/11
- Complete construction – 10/5/11
- Submit CQA report to RWQCB – 11/10/11

We are aware of the limited time RWQCB staff have available to review documents, especially on an expedited basis. Our plan is to meet with you next week to discuss field work, deliverables and the contents of deliverables. This work at the beginning of the process will help us prepare documents that better address your areas of concern, and will hopefully make your review of deliverables less time consuming.

Our schedule also includes review time for the RWQCB. We understand that you cannot commit to an absolute schedule since unanticipated emergencies may require your attention at any time. Please review the durations and let us know if, barring unforeseen complications, the time is adequate for review and comment.



January 25, 2011
File No.: 116081-4.1

Mr. Todd Del Frate
CVRWQCB-Sacramento
11020 Sun Center Drive #200
Rancho Cordova, CA 95670

Re: Dellar Landfill
Sacramento, CA

Dear Mr. Del Frate:

Attached is a field investigation outline for your review in preparation for our meeting on Thursday, January 27, 2011. The outline should give you an idea of what we are thinking relative to field work and should be a good starting point for our meeting. Please contact me if you have any questions or require additional information.

Sincerely,

KLEINFELDER WEST, INC.

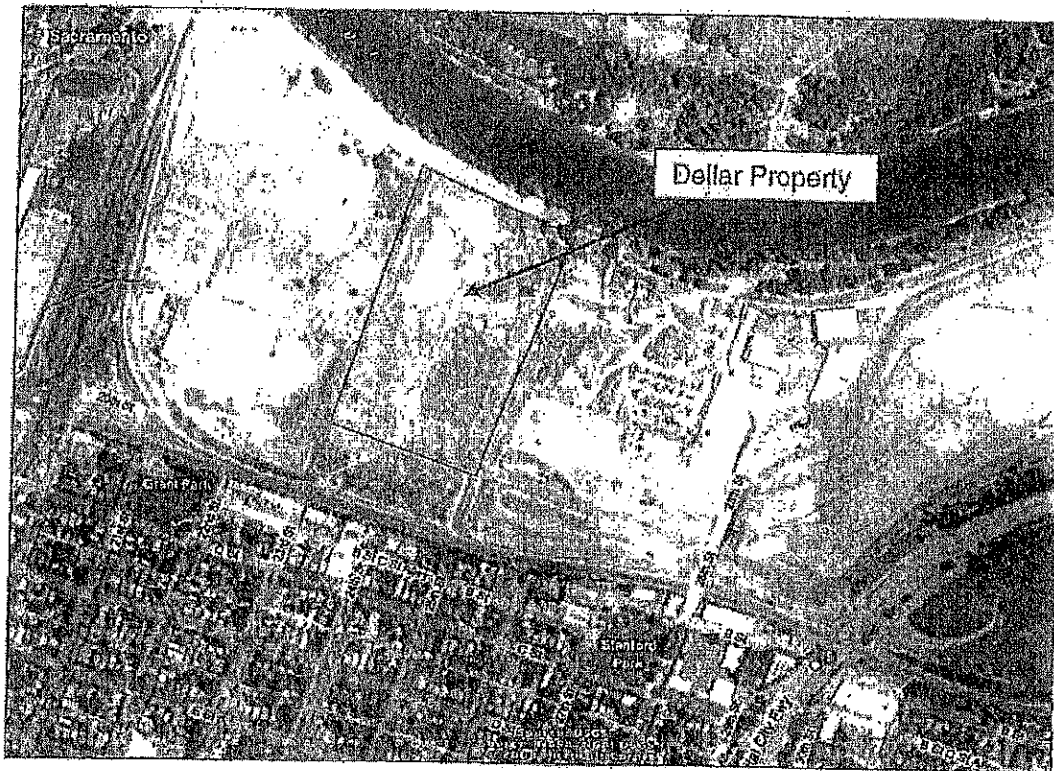

Timothy Crandall, P.E.
Principal Engineer

**HEALTH AND SAFETY PLAN
DELLAR TRUST PROPERTIES
APNs 001-016-0013 and 0039
SACRAMENTO, CALIFORNIA**



Key Individuals:

Project Manager: Tim Crandall (916) 366-1701
Site Health and Safety: Karen Bjurstrom (916) 825-3082
Preparer: Sue Gardner, PG (916) 416-4669
Reviewer/Approver: Tim Crandall (916) 366-2859



Hospital/Clinic: Sutter General Hospital
Address: 2801 L Street, Sacramento, CA 95816
Phone No: 916-454-2222
Paramedic 911 Fire Dept. 911 Police Dept: 911



LIMITATIONS

This work was performed in a manner consistent with that level of care and skill ordinarily exercised by other members of Kleinfelder's profession practicing in the same locality, under similar conditions and at the date the services are provided. Our conclusions, opinions and recommendations are based on a limited number of observations and data. It is possible that conditions could vary between or beyond the data evaluated. Kleinfelder makes no other representation, guarantee or warranty, express or implied, regarding the services, communication (oral or written), report, opinion, or instrument of service provided.

This report may be used only by the Client and the registered design professional in responsible charge and only for the purposes stated for this specific engagement within a reasonable time from its issuance, but in no event later than two (2) years from the date of the report.

The work performed was based on project information provided by the Client. If the Client does not retain Kleinfelder to review any plans and specifications, including any revisions or modifications to the plans and specifications, Kleinfelder assumes no responsibility for the suitability of our recommendations. In addition, if there are any changes in the field to the plans and specifications, the Client must obtain written approval from Kleinfelder's engineer that such changes do not affect our recommendations. Failure to do so will vitiate Kleinfelder's recommendations.



March 9, 2011
File No.: 116081-4.3

Todd Del Frate
CVRWQCB-Sacramento
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

**Re: Dellar Landfill Assessment Report
Sacramento, California**

Dear Todd:

We have completed a substantial portion of the assessment work at the Dellar Landfill property discussed during our last meeting on January 27, 2011. During the meeting, an outline of proposed field activities was discussed (Appendix A) and the general approach was viewed favorably by Board staff in attendance with the exception of the Existing Cap Condition Assessment. This scope item was removed from the investigation and replaced with an edge of waste assessment.

In a schedule provided to you on January 13, 2011, Dellar Landfill committed to providing a report on this assessment work on March 9, 2011. We are submitting this report in compliance with the schedule. Work on the geotechnical investigation is not yet completed; therefore, it will be provided to you in a separate submittal on March 25, 2011.

Elderberry Dripline Assessment

On January 20, 2011, nine shallow test pits (TP-1 through TP-9) were excavated at the Dellar property to assess potential chemical impacts to the soil in the vicinity of the Elderberry bushes on site. Test pits were excavated to a total depth of 2 feet below ground surface (bgs). Locations of Elderberry trees and test pits are presented on Plate 1.

During excavation, a California Licensed Professional Geologist logged the soils and noted waste/debris encountered in each pit. A summary of the soil types, observations, and debris encountered is presented in Table 1.

A soil sample was collected from each of the nine test pits and submitted to an analytical laboratory for analysis.

Edge of Waste Assessment

On February 1, 2011, 28 additional shallow test pits (WA-1 through WA-25, four pits at WA-13) were excavated along the west and south edges of waste to assess the presence and location of the waste edge (extent). At location WA-13, four pits were excavated due to excessive waste and concrete debris. Test pits were excavated to a total depth of 2 feet bgs. Waste assessment test pit locations are presented on Plate 1. A summary of the debris encountered is presented in Table 5.

Debris was encountered at the ground surface at 21 test pits (WA-1 through WA-20 and WA-22) at depths ranging from 1 to 2 feet. (Note: due to the similarity in results at each of the four test pits excavated for WA-13, one result is presented in Table 5.)

The debris is extensive and in several areas deeper than two feet thick. Therefore, the final cover will be extended over these areas.

Proposed Approach to Closure and Postclosure

Closure

Testing of soils beneath the Elderberry bushes indicates that leaving this soil in-place without additional cover soil is not expected to pose a threat to surface water or groundwater. Therefore, we therefore propose to close the landfill in a manner that will preserve the Elderberry bushes. The design contours in red on Plate 1 shows the proposed approach to grading in the vicinity of the Elderberry bushes. The soil within the driplines of the plants will remain undisturbed but soil outside of the driplines will be clean soil, with a minimum thickness of 2 feet. The final cover will have a slope of 3%, although there may be some areas in the vicinity of the Elderberry bushes with slopes of 1% to 2%. Dellar Landfill understands that these small areas with flatter slopes will run a greater chance of developing ponding and acknowledges their responsibility to promptly correct such problems as a part of postclosure. Understand that this condition will be temporary. We fully expect the Elderberry Beetle to be delisted by the Federal Environmental Protection Agency (EPA) in the future. When this occurs, the Elderberry bushes will be removed and the area regraded to a 3% slope (see Postclosure section).

Since debris was encountered outside of the footprint of the final cover envisioned by the City of Sacramento, the new design will increase the footprint to cover these areas.

Postclosure

Yearly maintenance inspections will be conducted to assess the condition of the final cover. One inspection will occur in September, prior to winter rains. The purpose of this inspection is to make sure the landfill is prepared for the rainy season. Eroded areas or areas devoid of vegetative cover will be stabilized with erosion control materials and reseeded. Pumps for the detention basins will be tested for functioning. A second inspection will occur either during or immediately after a major storm event.

Table 1
Summary of Elderberry Driller Assessment Observations
Debra Property
Sacramento County, California
Remediation Project Number: 77754

Observation Date: January 22, 2011																		
Time/Depth	TP-1	TP-2	TP-3	TP-4	TP-5	TP-6	TP-7	TP-8	TP-9	TP-10	TP-11	TP-12						
Procedures at Depth	Procedures at Depth		Procedures at Depth		Procedures at Depth		Procedures at Depth		Procedures at Depth		Procedures at Depth							
Depth (ft)	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation						
Surface	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation	Soil Description	Debris or Observation						
0-40	Dark Brown Silty SAND (SM)	Mostly brown, Copper pieces and Brown shrapnel.	Dark Brown Silty SAND (SM)	Christmas lights, copper wires, and pieces of metal.	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)						
40-1	Dark Brown Silty SAND (SM)	Reddish brown pieces of metal.	Dark Brown Silty SAND (SM)	Reddish brown pieces of metal.	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)						
1-1.5	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)						
1.5-2	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)	Dark Brown Silty SAND (SM)						

Procedures and Observations
Date: 1/22/2011
Driller: [Name]
Observer: [Name]

Table 5
Edge of Waste Assessment Observations
Dollar Property
Sacramento County, California
Kloinfelder Project Number: 77754

Observation Date: February 1, 2011		Depth (feet)			
		Debris or Observation			
Observation Location ID	Predominance of Debris	0 - 0.5	0.5 - 1.0	1.0 - 1.5	1.5 - 2.0
WA-1		batteries, glass, and concrete in soil		soil	
WA-2		clothing and broken concrete with soil			
WA-3		stuffed toy animal, broken concrete, metal debris with soil		soil	
WA-4		glass bottles, plastic packaging, metal debris with soil			
WA-5		plastic, metal, and concrete debris with soil	soil		
WA-6		clothing, metal, concrete, and broken glass with soil			soil
WA-7		clothing, plastic debris, and metal cans with soil			
WA-8		metal piping, mattresses, and furniture with soil		soil	
WA-9		metal and plastic debris, sleeping bag fibers with soil		soil	
WA-10		homeless camp/trash and soil			soil
WA-11		broken bricks in soil			
WA-12		broken bricks in soil			
WA-13		several homeless camps/debris, large bricks and concrete with soil			
WA-14		broken tile of brick and concrete with soil		soil	
WA-15		large concrete blocks and another large homeless garbage area with soil			
WA-16		homeless debris and soil			soil
WA-17		broken brick and concrete, metal bowls, broken glass in soil			
WA-18		homeless camp and debris in soil		soil	
WA-19		surface is hardened, soil with some asphalt		brick/soil	
WA-20		broken glass, asphalt, and concrete in soil		brick/soil	
WA-21		soil		soil/brick pieces	
WA-22		soil with some asphalt		soil/brick and concrete	
WA-23		soil			soil/brick/concrete
WA-24		soil		soil/brick and concrete	
WA-25		soil		soil/brick and concrete	

Predominantly soil, minimum debris
Debris up to 50% of mass
Debris 50% or above

ADMITTED IN:
CALIFORNIA
OREGON
TEXAS

SCHARFF, BRADY & VINDING

WELLS FARGO BUILDING
400 CAPITOL MALL, SUITE 2640
SACRAMENTO, CALIFORNIA 95814
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(916) 446-3400
FACSIMILE
(916) 446-7159

March 14, 2011

Marty Hanneman
Director, Department of Utilities
c/o City Attorney's Office
City of Sacramento
1112 I Street
Sacramento, CA 95814

RE: Sylvia Dellar Survivor's Trust
Douglas M. Daggs, Trustee
Former City of Sacramento Landfill
28th and A Street

Director Hanneman:

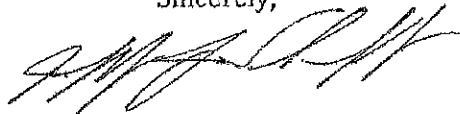
I am writing to you on behalf of Douglas M. Daggs, Trustee of the Sylvia Dellar Survivors Trust the present owner of property at 28th and A Street that was the site of a former City of Sacramento municipal landfill operation.

As you know, the City and the Trust have been working to comply with directives of the California Regional Water Quality Control Board as they pertain to the former landfill. Recently the Trust approached the City for consideration of application to the Cal Recycle Grant Program for the City to obtain financial assistance in meeting these compliance directives.

We fully support the City in its application for potential Cal Recycle grant funds and will continue to work in collaboration with the City as to the completion of closure of the former facility.

Should you have any questions or require any further information please do not hesitate to contact us.

Sincerely,



Jeffory J. Scharff
Scharff, Brady & Vinding

JJS/kt

Furans- chemical compounds classified as persistent, bioaccumulative and toxic by the EPA.

Green Sheltered Market Bid- A solicitation whereby only SPP products or services are acceptable.

Life-Cycle Cost – The comprehensive accounting of the total cost of a product including procurement, initial cost, energy and operational cost, maintenance, longevity of service and disposal.

LS-08 – The City's current landscape maintenance agreement that includes terms and conditions used to manage landscape contractors and services.

Non-Toxic Product(s) – Any item which is not considered hazardous waste and that does not otherwise pose a threat to short or long-term human health during its use.

Practicable – sufficient in performance and available at a reasonable price capable of being done, effected, or put into practice, with the available means; feasible.

Recycled Product(s) – Products made with an identifiable percentage (1% - 100%) of post consumer material content or of discarded virgin materials salvaged from the industrial waste stream. High-content recycled products contain a minimum of 50% of post consumer material.

Sustainable Product - A product that achieves performance objectives while respecting the City's values and balancing environmental stewardship, social equity, fiscal responsibility and community enhancement.

Sustainable Purchasing - Purchasing materials, products, and labor in a manner that reflects fiscal responsibility, social equity, environmental stewardship and community enhancement.

Toxic substance – A chemical or mixture that may present an unreasonable risk or injury to human health or the environment.

Volatile Organic Compound (VOC) – organic compound that typically vaporizes at room temperature and participates in atmospheric photochemical reactions

Waste Reduction – The act of avoiding, eliminating and reducing the amount of solid waste at the source of generation, at the point of usage and at the time of its discard.

Each City department shall cooperate in information gathering for the purposes of tracking, reporting, and evaluating the sustainable purchasing program.

2.3 Defining Sustainable Products

In general, SPP products and services are those that would have a reduced adverse effect on human health and the environment when compared with competing products and services.

In practice, the objective is to purchase products that have reduced environmental impact because of the way they are made, used, transported, stored, packaged and disposed of. It means looking for products that do not harm human health, are less polluting and that minimize waste, maximize use of bio-based or recycled materials, conserve energy and water and reduce the consumption or disposal of hazardous materials. When determining whether a product is sustainable, the following standards should be considered:

- Biobased
- Biodegradable
- Carcinogen-free
- Chlorofluorocarbon (CFC)-free
- Heavy material free (i.e. no lead, mercury, cadmium)
- Low volatile organic compound (VOC) content
- Made from renewable materials
- Compostable
- Low toxicity
- Recycled content
- Rechargeable (batteries and other items)
- Reusable or refurbished
- Reduced packaging
- Reduced greenhouse gas emission
- Energy, resource and water efficient

Factors to consider when comparing bids and proposals and for determining if a product or service has environmentally preferable attributes:

- Minimization of virgin material used in product or service life cycle
- Maximization of recycled materials used in product or service life cycle
- Life cycle economics of products and services
- Reuse of existing products or material in product or service life cycle
- Reduction of energy and fuel consumption
- Durability and minimal maintenance requirements
- Ultimate disposal of the product
- Buying locally to reduce emissions and transportation costs

- Exclusive purchases of 100% remanufactured laser toner cartridges
- Purchases of appliances and electronics for which Energy Star certification is available when practicable
- Energy efficient lighting, including CFL's and other energy saving bulbs and high efficiency heating and cooling (HVAC) systems and equipment
- Purchase of water saving products, including low flow faucets and toilets and efficient irrigation systems
- Vehicle purchases utilizing the Fleet Low Emission Vehicle Acquisition policy
- Utilization of a bid evaluation preference when procuring supplies and equipment; however such preference shall not exceed 5% or \$50,000 total dollars on any single bid or proposal. This preference shall apply to all bid solicitations that are \$25,000 or more. This preference may be applied, when applicable, to procurements of lesser value at the discretion of the delegated procurement authority.
- Utilize existing city and cooperative contracts that offer products and services which meet the objective of this policy

3. SURPLUS / DISPOSITION

The reuse of materials such as furniture and computers is an excellent way to help the environment. Procurement Services is tasked with the responsibility for coordination of the disposition of surplus commodities and the monitoring of residual surplus that includes furniture, computers and other equipment that still has useful life. Departments will look first to residual surplus items when considering purchases of common items like those mentioned above. Contact the Procurement Division for information.

4. PRIORITIES

Health and safety of workers and citizens is of the utmost importance and takes precedence over all stated requirements.

Nothing contained in this policy shall be construed as requiring a buyer or contractor to procure products or services that do not perform adequately for their intended use, exclude adequate competition, or procure products or services that are not available at a reasonable price, or available within a reasonable timeframe.

Nothing contained in this policy shall be construed as requiring a buyer or contractor to take any action that conflicts with city code, or state and federal requirements when applicable.

RESOLUTION NO.

Adopted by the Sacramento City Council

AUTHORIZATION TO SUBMIT SOLID WASTE DISPOSAL AND CODISPOSAL SITE CLEANUP GRANT APPLICATION TO CALRECYCLE

BACKGROUND

- A. The City of Sacramento is named co-responsible party for clean up and abatement of the Dellar Landfill in a corrective action letter from the Central Valley Regional Water Quality Control Board.
- B. The Dellar Landfill was a public disposal site from 1949 to 1973.
- C. The City of Sacramento did contribute to the disposal of waste in the Dellar Landfill from 1959 to 1963 pursuant to an agreement between the City and the property owner at that time.
- D. The City of Sacramento, Department of Utilities and the Dellar Trust have submitted a joint proposal to the Regional Water Quality Control Board for the clean up of the property and is waiting for the response from the Regional Water Quality Control Board before proceeding with final engineering design to grade the property to drain.
- E. The estimated total cost to close the landfill by grading it to drain is approximately \$2.8 million.
- F. The total amount of the grant application is \$720,500.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1 Authorize the Department of Utilities, Solid Waste Services to submit the SOLID WASTE DISPOSAL AND CODISPOSAL SITE CLEANUP Grant application to State of California, CALRECYCLE.
- Section 2 Authorize the City Manager to designate Marty Hanneman, Director of Utilities, to be the signature authority for all matters pertaining to the SOLID WASTE DISPOSAL AND CODISPOSAL SITE CLEANUP Grant funds received by the City from the State of California CALRECYCLE.